

# INTERNATIONAL SEARCH REPORT

REC'D PCT/PTO 27 DEC 2004

Application No  
PCT/EP 03/06799

## A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 A61K39/095 A61P31/04 //A61K33/04

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 A61K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, BIOSIS, MEDLINE, EMBASE, WPI Data

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	JI YIN-DUO ET AL: "The antigen specificity of meningococcal bactericidal antibodies induced by N. lactamica and N. meningitidis." ZHONGHUA WEISHENGQUXUE HE MIANYIXUE ZAZHI, vol. 14, no. 4, 1994, pages 233-237, XP008013995 ISSN: 0254-5101	1,2,4,5,7,8
Y	abstract --- -/--	9,10

☒ Further documents are listed in the continuation of box C.

☒ Patent family members are listed in annex.

### \* Special categories of cited documents :

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- \*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- \*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- \*&\* document member of the same patent family

Date of the actual completion of the international search

11 November 2003

Date of mailing of the international search report

20/11/2003

Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2  
NL - 2280 HV Rijswijk  
Tel. (+31-70) 340-2040, Tx. 31 651 epo nl,  
Fax: (+31-70) 340-3016

Authorized officer

Noë, V

# INTERNATIONAL SEARCH REPORT

Application No  
PCT/EP 03/06799

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X -	<p>WO 00 50074 A (GORRINGE ANDREW RICHARD ; HUDSON MICHAEL JOHN (GB); IMP COLLEGE SCH) 31 August 2000 (2000-08-31)  page 1, line 5 - line 8  page 2, line 25 - line 32  page 3, line 8 - line 24  page 4, line 2 - line 5  page 5, line 19 - page 6, line 13  page 10, line 20 - line 26  page 11, line 24 - page 12, line 3  examples 3,4  claims 1-6</p>	1,2,4-7, 9,10
X -	<p>EP 0 941 738 A (AMERICAN CYANAMID CO)  15 September 1999 (1999-09-15)  paragraphs  '0013!', '0014!', '0016!' - '0018!', '0037!' - '0039!',  '0042!', '0044!'</p>	1-7,9-11
Y -	<p>FR 2 782 642 A (FORCEVILLE XAVIER)  3 March 2000 (2000-03-03)  page 4, line 4 - line 5  claims 1,3,6</p>	9,10
A -	<p>KIM J J ET AL: "MONOCLONAL ANTIBODY IDENTIFICATION OF SHARED LIPOOLIGOSACCHARIDE EPITOPES OF NEISSERIA-MENINGITIDIS AND NEISSERIA-LACTAMICA"  90-247-3607-2. 1988,  1988, pages 563-568, XP000109696  INTERNATIONAL PATHOGENIC NEISSERIAE CONFERENCE, NOORDWIJKERHOUT, NETHERLANDS, SEPTEMBER 15-18, 1986. XV+842P. KLUWER ACADEMIC PUBLISHERS: DORDRECHT, NETHERLANDS; BOSTON, MASSACHUSETTS, USA.  ILLUS. ISBN90-247-3607-2. 1988  cited in the application  abstract  page 604, column 1, paragraph 3 - column 2, paragraph 2  page 606, column 1, paragraph 4 - paragraph 5  page 606, column 2, paragraph 3</p>	
A -	<p>GRIFFISS J M ET AL: "Meningococcal molecular mimicry and the search for an ideal vaccine."  TRANSACTIONS OF THE ROYAL SOCIETY OF TROPICAL MEDICINE AND HYGIENE. ENGLAND 1991,  vol. 85 Suppl 1, 1991, pages 32-36,  XP008013992  ISSN: 0035-9203  page 34</p>	

# INTERNATIONAL SEARCH REPORT

al application No.  
PCT/EP 03/06799

## Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)

This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☐ Claims Nos.:  
because they relate to subject matter not required to be searched by this Authority, namely:
2. ☒ Claims Nos.:  
because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically:  
see FURTHER INFORMATION sheet PCT/ISA/210
3. ☐ Claims Nos.:  
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☐ No protest accompanied the payment of additional search fees.

## FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

## Continuation of Box I.2

Present claims 1,3-11 relate to a compounds defined by reference to a desirable characteristic or property, namely glycoconjugates and lipooligosaccharides from commensal bacteria with cross reactive antigens to *Neisseria meningitidis* and antibodies against such glycoconjugates and lipooligosaccharides

The claims cover all compounds having this characteristic or property, whereas the application provides support within the meaning of Article 6 PCT and/or disclosure within the meaning of Article 5 PCT for only a very limited number of such compounds. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search over the whole of the claimed scope is impossible. Independent of the above reasoning, the claims also lack clarity (Article 6 PCT). An attempt is made to define the compound by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search over the whole of the claimed scope impossible. Consequently, the search has been carried out for those parts of the claims which appear to be clear, supported and disclosed, namely those parts relating to the glycoconjugates and lipooligosaccharides from *Moraxella catarrhalis* and *Neisseria lactamica* (see claim 2, and description page 16, line 26-29 and examples) p

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

# INTERNATIONAL SEARCH REPORT

Application No  
PCT/EP 03/06799

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
WO 0050074	A	31-08-2000	AU 2681100 A	14-09-2000
			CA 2371928 A1	31-08-2000
			EP 1154791 A2	21-11-2001
			WO 0050074 A2	31-08-2000
			JP 2002537352 A	05-11-2002
			US 2003021812 A1	30-01-2003
			US 2003026809 A1	06-02-2003
<hr/>				
EP 0941738	A	15-09-1999	AU 766184 B2	09-10-2003
			AU 1954099 A	23-09-1999
			BR 9902008 A	09-05-2000
			EP 0941738 A1	15-09-1999
			JP 11322793 A	24-11-1999
<hr/>				
FR 2782642	A	03-03-2000	FR 2782642 A1	03-03-2000
			AU 760534 B2	15-05-2003
			AU 5427099 A	21-03-2000
			BR 9913339 A	15-05-2001
			CA 2341601 A1	09-03-2000
			EP 1107767 A2	20-06-2001
			WO 0012101 A2	09-03-2000
			JP 2002523463 T	30-07-2002
<hr/>				